

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Michelle Woodling	Team: Team # 2	CCRB Case #: 201209877	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Wednesday, 08/01/2012 12:00 PM	Location of Incident: § 87(2)(b)	Precinct: 46	18 Mo. SOL 2/1/2014	EO SOL 2/1/2014	
Date/Time CV Reported Wed, 08/01/2012 1:41 PM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Wed, 08/01/2012 1:41 PM		

Complainant/Victim	Type	Home Address

Witness(es)	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. SGT Francis Bryant	00370	927980	046 PCT
2. An officer			046 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POM Elisha Duncan	03073	926793	046 PCT
2. POM Charles Awani	03219	941374	046 PCT
3. POM Richard Valdez	30750	942563	046 PCT

Officer(s)	Allegation	Investigator Recommendation
A.SGT Francis Bryant	Abuse: On July 31, 2012, and August 1, 2012, Sgt. Francis Bryant supervised the stop of Matthew Wilson and individuals.	
B.SGT Francis Bryant	Abuse: On July 31, 2012, Sgt. Francis Bryant frisked § 87(2)(b) and individuals.	
C. An officer	Abuse: On July 31, 2012, an officer frisked § 87(2)(b) and individuals.	
D.SGT Francis Bryant	Abuse: On July 31, 2012, Sgt. Francis Bryant supervised the search of § 87(2)(b) and individuals.	
E.SGT Francis Bryant	Abuse: On August 1, 2012, Sgt. Francis Bryant strip-searched § 87(2)(b)	
F.SGT Francis Bryant	Abuse: On August 1, 2012, Sgt. Francis Bryant questioned § 87(2)(b)	
G.SGT Francis Bryant	Abuse: On August 1, 2012, Sgt. Francis Bryant threatened to notify Administration for Children's Services.	

### Case Summary

On August 1, 2012, § 87(2)(b) filed a complaint with the CCRB via telephone. On August 2, 2012, § 87(2)(b) filed a complaint with the CCRB via telephone on behalf of himself and as a witness for § 87(2)(b).

On July 31, 2012, at approximately 3:00 p.m., § 87(2)(b) and two other unidentified individuals were sitting in front of § 87(2)(b) in the Bronx, when two uniformed officers arrived in an unmarked black van. Sgt. Bryant § 87(2)(b) saw Bryant on the officer's uniform) and PO2 exited the vehicle and approached § 87(2)(b) and the two individuals (**Allegation A**). Sgt. Bryant and PO2 frisked and searched the pants pockets of § 87(2)(b) and the two individuals (**Allegation B, C, and D**). The officers left and returned ten minutes later. The officers again patted down and searched the pockets of § 87(2)(b) and the same two individuals. No arrests or summons issued.

On August 1, 2012, at an unknown time, Sgt. Bryant and PO2, arrived at the same location. The officers ran inside the building and handcuffed § 87(2)(b) (**within allegation A**). Sgt. Bryant pulled the waistband of § 87(2)(b)'s pajamas and his boxers and looked inside (**Allegation E**). PO2 searched the pockets of § 87(2)(b) § 87(2)(b)'s friend. § 87(2)(b) last name unknown, was arrested for not having an ID, and was transported to the 46<sup>th</sup> Precinct. A search of the Booking Arraignment Disposition System did revealed an arrest for an individual named § 87(2)(b) at § 87(2)(b) at 11:55 a.m. on September 1, 2012. § 87(2)(b) was charged with § 87(2)(b) § 87(2)(b).

On August 1, 2012, at approximately 11:00 a.m., § 87(2)(b) was in her apartment, located at § 87(2)(b) Apartment 1S, in the Bronx. § 87(2)(b) went outside to pay a taxi fare for a friend. As she walked towards the exit, § 87(2)(b) saw Sgt. Bryant § 87(2)(b) saw Bryant on the officers uniform) talking to two males who were standing against the wall. Sgt. Bryant asked § 87(2)(b) who lived at the apartment, and § 87(2)(b) told him that she did. Sgt. Bryant then asked for § 87(2)(b)'s ID, but § 87(2)(b) refused and went back into her apartment (**Allegation F**). Approximately ten minutes later, Sgt. Bryant returned and § 87(2)(b) § 87(2)(b) heard him speaking to her landlord outside her door. Sgt. Bryant said that he was going to call the Administration for Children's Services on § 87(2)(b) (**Allegation G**). § 87(2)(b) witnessed this interaction and alleged that Sgt. Bryant used the word "fuck" towards § 87(2)(b) and her boyfriend, § 87(2)(b). This is not pleaded because § 87(2)(b) did not allege it.

A search of the CTS database revealed Sgt. Francis Bryant, a black male, assigned to the 46<sup>th</sup> Precinct. § 87(2)(g) § 87(2)(b) arrest report lists PO Richard Valdez as the arresting officer. According to the automated roll call system, Sgt. Bryant was assigned to conditions with PO Duncan, PO Awani, and PO Valdez. Their roles in both incidents are unknown. § 87(2)(g) § 87(2)(b) § 87(2)(b) § 87(2)(b).

The Stop, Question, and Frisk index listed no reports prepared by Sgt. Bryant or his partners and none were prepared for the incident location. The Stop, Question, and Frisk log also revealed that no reports were completed for § 87(2)(b) § 87(2)(b) could not identify the individuals that were stopped alongside him and there was no documentation prepared which could potentially identify them. As a result, the CCRB could not conduct any additional database to identify and contact the victims in this case.

§ 87(2)(b) was contacted via phone on August 3, 2012, and scheduled an interview for August 6, 2012. On August 6, 2012, § 87(2)(b) called to reschedule her interview to August 9, 2012. § 87(2)(b) missed the rescheduled interview. During a follow-up phone call made to § 87(2)(b) on August 9, 2012, § 87(2)(b) scheduled a second interview for August 16, 2012, however, § 87(2)(b) did not appear again and did not call ahead to cancel or reschedule. An unreturned missed appointment letter was mailed on August 16, 2012.

A call was placed to § 87(2)(b) on August 7, 2012, and a message was left. A second phone call was placed on August 13, 2012, in which a recording stated that the person called could not be reached. A third phone call was placed to § 87(2)(b) on August 20, 2012, and a message was left. On the same day, § 87(2)(b) contacted the CCRB via telephone and stated he would call back to discuss the incident. No phone call or message was received. Two additional phone calls were placed on August 30, 2012, and September 6, 2012, and messages were left. Two unreturned letters were sent to § 87(2)(b) on August 7, 2012, and August 30, 2012. A search of the Department of Correction database on September 26, 2012, indicated that § 87(2)(b) and § 87(2)(b) are not currently incarcerated. As of September 26, 2012, § 87(2)(b) and § 87(2)(b) have not contacted the CCRB. § 87(2)(g)

Team: \_\_\_\_\_

Investigator: \_\_\_\_\_  
Signature Print Date

Supervisor: \_\_\_\_\_  
Title/Signature Print Date

Reviewer: \_\_\_\_\_  
Title/Signature Print Date

Reviewer: \_\_\_\_\_  
Title/Signature Print Date